

MINUTES

MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Keith Regier, on April 20, 2017 at 9:00 AM, in Room 303 Capitol

ROLL CALL

Members Present:

Sen. Keith Regier, Chair (R)
Sen. Jennifer Fielder, Vice Chair (R)
Sen. Carlie Boland (D)
Sen. Jen Gross (D)
Sen. Steve Hinebaugh (R)
Sen. Jedediah Hinkle (R)
Sen. Diane Sands (D)
Sen. Nels Swandal (R)

Members Excused: Sen. Scott Sales (R)
Sen. Chas Vincent (R)
Sen. Margaret (Margie) MacDonald (D)

Members Absent: None

Staff Present: Julianne Burkhardt, Legislative Branch
Charlene Devine, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 664, 4/20/2017; HJ 29, 4/20/2017

Executive Action: HB 664, Be Tabled
HJ 29, Be Concurred In As Amended

00:00:42 Chair Regier

00:01:00 Sen. Swandal left the hearing.

HEARING ON HJ 29

Opening Statement by Sponsor:

00:01:11 Rep. Kathy Kelker (D), HD 47, opened the hearing on HJ 29, Interim study of landlord tenant laws.

Proponents' Testimony:

00:04:19 Andy Bixler, Montana Associated Students

00:05:19 Abbigail Belcher, Associated Students of The University of Montana

00:05:44 Katy Westhoff, Montana Public Interest Research Group

00:06:31 Hillary-Anne Crosby, Montana Coalition Against Domestic and Sexual Violence

00:06:51 Taylor Oldroyd, Montana Association of Realtors (MAR)

Opponents' Testimony: None

Informational Testimony:

00:07:33 Greg Mohr, Montana Magistrates Association

Questions from Committee Members and Responses:

00:07:52 Sen. Sands

00:08:06 Rep. Kelker

00:08:43 Sen. Gross

00:09:07 Rep. Kelker

00:09:32 Chair Regier

00:09:52 Mr. Oldroyd, MAR

00:10:02 Sen. Fielder

00:11:05 Rep. Kelker

00:11:25 Chair Regier

00:11:59 Rep. Kelker

Closing by Sponsor:

00:12:11 Rep. Kelker

00:12:53 Chair Regier

HEARING ON HB 664

Opening Statement by Sponsor:

00:13:23 Rep. Kimberly Dudik (D), HD 94, opened the hearing on HB 664, Create a task force to study child abuse/neglect laws and legal processes.

Proponents' Testimony:

00:18:25 Beth McLaughlin, Montana Supreme Court (MSC)
00:21:19 Aimee Grmoljez, Billings Clinic
00:22:10 Sarah Corbally, self
00:23:35 Traci Shinabarger, chief, Child and Family Ombudsman Program, Department of Justice (DOJ)
00:24:21 Hillary-Anne Crosby, Montana Coalition Against Domestic and Sexual Violence

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:24:50 Sen. Fielder
00:27:02 Rep. Dudik
00:27:21 Sen. Sands
00:31:44 Rep. Dudik
00:32:22 Sen. Fielder
00:33:01 Ms. Corbally, self
00:33:58 Chair Regier
00:34:32 Ms. McLaughlin, MSC
00:36:18 Chair Regier
00:36:29 Ms. McLaughlin
00:36:49 Chair Regier
00:37:10 Ms. Shinabarger, DOJ
00:38:00 Sen. Hinebauch
00:42:43 Ms. McLaughlin
00:43:44 Sen. Gross
00:44:07 Rep. Dudik

Closing by Sponsor:

00:45:53 Rep. Dudik
00:47:10 Chair Regier
00:47:12 Sen. Gross left the hearing.
00:47:36 Recess
00:59:55 Reconvene

EXECUTIVE ACTION ON HJ 29

01:00:10 **Motion:** Sen. Fielder moved that **HJ 29 BE CONCURRED IN.**

Discussion:

01:00:19 **Motion:** Chair Regier moved that **HJ 29 BE CONCEPTUALLY AMENDED to INCLUDE "BUT NOT LIMITED TO".**

01:00:55 Julianne Burkhardt, Legislative Services Division

01:01:02 Chair Regier

01:01:13 **Vote:** Motion carried unanimously by voice vote. Sen. Gross, Sen. MacDonald, Sen. S. Sales and Sen. Vincent voted by proxy.

01:01:33 **Motion:** Sen. Fielder moved that **HJ 29 BE CONCURRED IN AS AMENDED.**

Discussion:

01:01:41 Sen. Sands

01:01:53 Sen. Swandal entered the hearing.

01:02:13 Chair Regier

01:02:24 **Vote:** Motion carried 8-3 by roll call vote with Sen. Hinebauch, Sen. S. Sales and Sen. Vincent voting no. Sen. Gross, Sen. MacDonald, Sen. S. Sales and Sen. Vincent voted by proxy. Sen. Hinkle will carry the bill.

EXECUTIVE ACTION ON SB 664

01:04:01 **Motion:** Sen. Fielder moved that **HB 664 BE CONCURRED IN.**

Discussion:

01:04:07 Chair Regier

01:04:11 Sen. Swandal

01:04:29 Chair Regier

01:04:47 Sen. Sands

01:05:11 Sen. Swandal

01:05:31 Sen. Fielder

01:06:59 Sen. Boland

01:07:39 Chair Regier

01:07:44 Sen. Swandal

01:08:00 Sen. Sands

01:08:46 Chair Regier

01:09:23 **Vote:** Motion failed 4-7 by roll call vote with Sen. Boland, Sen. Gross, Sen. MacDonald and Sen. Sands voting aye. Sen. Gross, Sen. MacDonald, Sen. S. Sales and Sen. Vincent voted by proxy.

01:10:21 **Motion/Vote:** Sen. Fielder moved that **HB 664 BE TABLED AND THE VOTE REVERSED.** Motion carried 10-1 by voice vote with Sen. Boland

voting no. Sen. Gross, Sen. MacDonald, Sen. S. Sales and Sen. Vincent
voted by proxy.

Discussion:

01:10:49	Sen. Sands
01:12:05	Chair Regier
01:12:12	Sen. Fielder
01:12:17	Chair Regier

ADJOURNMENT

Adjournment: 10:40 AM

Charlene Devine, Secretary

cd

Additional Documents:

EXHIBIT([jus81aad.pdf](#))